

Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, D.C. 20554

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In the Matter of)	EB Docket No. 03-96	FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY
)		
)	File No. EB-02-TC-119	
)		
NOS Communications, Inc.,)	Acct No 200332170003	
Affinity Network Incorporated and)		
NOSVA Limited Partnership)	FRN No. 0004942538	

JOINT STIPULATION

Affinity Network, Inc , NOSVA Limited Partnership, and NOS Communications, Inc.
 (the "Companies") and the Enforcement Bureau (the "Bureau") of the Federal Communications
 Commission (the "Commission") hereby stipulate to the following facts:

1 The Bureau has sought, by its First Request for Production of Documents
 ("Request") No 20, to obtain audiotapes and documents (the "New Materials") related to
 telephone calls made by certain of the Companies' sales representatives to consumers. In
 particular, Request No 20 states:

All documents (including audiotapes and electronic recordings or
 files of any kind) relating to NOS, Affinity, and/or NOSVA
 winback-related calls from Marsha Gibbs and Tim Slingerland to
 NOS, Affinity, and/or NOSVA current and/or former customers
 between April 20 and 30, 2002, and between March 20 and 30,
 2003

Request No 20

2 The Companies have found approximately 200 calls involving Marsha
 Gibbs ("Gibbs") and 59 calls involving Tim Slingerland ("Slingerland") during the April
 20 - 30, 2002 period.¹ These calls will be produced on September 4, 2003, as directed by

¹ The methodology used to identify these calls is attached at Attachment A

otf

the Memorandum Opinion and Order.² No such calls were found for the March 20 - 30, 2003 period, thus, no calls can be produced for that request

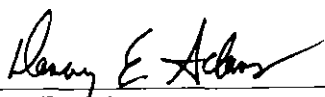
3 Any additional calls responsive to the Bureau's Request No. 20 in which either Gibbs or Slingerland participated during the period April 20 - 30, 2002 would be substantially similar to the calls produced in the materials provided in response to Request No 20

AGREED TO

Counsel for

Affinity Network, Inc.
NOSVA Limited Partnership

The Principals of
NOS Communications, Inc.
Affinity Network, Inc
NOSVA Limited Partnership


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² In re NOS Communications, Inc , Affinity Network, Incorporated and NOSVA Limited Partnership, Order to Show Cause and Notice of Opportunity for Hearing, Memorandum Opinion and Order (Released August 25, 2003).

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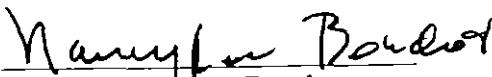
CERTIFICATE OF SERVICE

Nancy Lee Boudrot, certifies that she has, on this ^{in 1st} 3rd day of September, 2003 sent by first class United States mail copies of the foregoing "Joint Stipulation" to.

Honorable Arthur I. Steinberg
Administrative Law Judge
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Nancy Lee Boudrot

Attachment A

The Companies built, serviced, and activated a second NICE logger for the sole purpose of completing production. The Companies dedicated all NICE qualified employees, which included the Call Quality, RIST and Telecom Departments, to this project and significant overtime hours. The Companies also dedicated significant personnel from the Compliance and Legal Departments.

Marsha Gibbs Methods Considering the fact that Ms Gibbs used a number of extensions to place her calls, it was decided to check the accounts assigned to her in her Winback Assignment Tickler Original PID (Position Identification) queries uncovered minimal call activity for Ms. Gibbs. However, subsequent less focused queries were run via Ms. Gibbs station number. This type of search pulled a substantial number of calls. This information was then cross-referenced with the Ms Gibbs account activity to determine with reasonable reliability that the calls would be those wherein Ms Gibbs participated

Tim Slingerland Methods: Similar to the process stated above, a Station ID query was run for Mr Slingerland's extension, as he used a number of extensions. However, as Mr. Slingerland, was a manager and Closer, he did not have a Winback Assignment Tickler. Thus, there was no readily available means to determine which accounts Mr Slingerland was actively involved in. The NOS Information Systems department built and ran a program wherein every account viewed by Mr. Slingerland on the requisite dates would be listed. From this report, the contact telephone number and billing telephone number were retrieved for each account. Each of these numbers was then queried for the requisite dates to determine whether calls were made to these numbers from any Winback I extension. Each call of over a minute in duration placed from a Winback I extension to the account BTN or contact number was then reviewed by NOS Call Quality staff to determine if Mr. Slingerland did indeed participate in the phone call. The call was recorded and produced if Mr Slingerland participated in the call.